



DEFENSE LOGISTICS AGENCY
HEADQUARTERS
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FORT BELVOIR, VIRGINIA 22060-6221

J-33
IN REPLY
REFER TO PROCLTR 02-04

FEB 25 2002

MEMORANDUM FOR PROCLTR DISTRIBUTION LIST

SUBJECT: PROCLTR 02-01, Clause Rationalization — Year 2000 (Y2K) Compliance
(DLAD 12.301(f); 39.106(a)(92); 52.239-9000)

This PROCLTR revises PROCLTR 02-01 in two ways. First, it revises the prescription at DLAD 39.106(a)(92) to reflect the original intent for use of the Y2K Compliance Notice (52.239-9000). Second, it revises DLAD 12.301(f) to include 52.239-9000 as one of the clauses that must be used in Part 12 acquisitions, when applicable.

This PROCLTR, which supersedes PROCLTR 02-01, is effective immediately and expires upon incorporation into the DLAD. The point of contact is Ms. Dorothy Rossi, J-336, (703) 767-1447, DSN 427-1447, or dorothy_rossi@hq.dla.mil.

CLAUDIA S. KNOTT
Executive Director
Logistics Policy and Acquisition Management

Attachment



SUBPART 12.3 - SOLICITATION PROVISIONS AND CONTRACT CLAUSES FOR THE
ACQUISITION OF COMMERCIAL ITEMS

12.301 Solicitation provision for acquisition(s) of commercial items.

- (f) The DLA SPE has approved supplementation of the provisions and clauses in FAR Part 12 to require use of the following provisions and clauses, when applicable:

...

- (100) *The clause at 52.239-9000, Y2K Compliance Notice, as prescribed in 39.106(a)(92).*

Subpart 39.106 - Year 2000 Compliance (Y2K)

(a) (90)...

(91)...

(92) *The contracting officer must insert the clause 52.239-9000, Y2K Compliance Notice, in all solicitations and contracts for items, including items acquired under Part 12, containing embedded microchips with a clock mechanism, timing device, or control device required to perform date/time processing involving dates subsequent to December 31, 1999, to describe the Y2K compliance requirement.*

(93) ...

(94) ...

52.239-9000 - Y2K COMPLIANCE NOTICE (Feb-2002) - DLAD

As prescribed in 39.106(a)(92), insert the following in solicitations and contracts.

Y2K Compliance Notice (DLAD 52.239-9000)

All items delivered under the contract (or order) containing embedded microchips with a clock mechanism, timing device, or control device required to perform date/time processing involving dates subsequent to December 31, 1999, shall be Year 2000 (Y2K) compliant at time of award. Failure to be Y2K compliant at time of award may preclude offerors from receiving an award. Offerors shall, in submitting their offers, indicate which line item falls under this requirement and whether each is Y2K compliant.

"Y2K Compliant" means to accurately process date/time data (including, but not limited to, calculating, comparing, and sequencing) from, into, and between the twentieth and twenty-first century, and the years 1999 and 2000, and leap year calculations, to the extent that other Information Technology (IT) and non-IT items being acquired properly exchange date/time data with it.

The prime contractor shall ensure their subcontractors' items/products and services provided under this contract are also Y2K compliant. The Government reserves the right to test delivered items for Y2K compliance.

(End of Clause)